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Attorneys for James L. Kennedy, Chapter 7 Trustee

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF CALIFORNIA

In re:

Case No.: 20-05195-MM7

EMERALD HEALTH BIOCEUTICALS,
INC.,

Debtor.

PHILLIP W. HARVEY,

Moving Party

EMERALD HEALTH BIOCEUTICALS,
INC., and JAMES L. KENNEDY, chapter 7
trustee.

Respondents.

RS No.: MCJ-1

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**TRUSTEE'S STATEMENT OF POSITION
REGARDING MOTION FOR RELIEF
FROM STAY NO. MCJ-1 FILED BY
PHILLIP W. HARVEY**

[No Hearing Required]

Dept: One (1)

Honorable Margaret M. Mann

JAMES L. KENNEDY, chapter 7 trustee (the “**Trustee**”), submits this Statement of Position regarding the Amended Motion for Relief from Automatic Stay RS No. MCJ-1 (the “**Motion**”) filed by Phillip W. Harvey (“**Movant**”).

1 The Trustee has no opposition to Movant's Motion.
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3 Dated: January 19, 2021

4 FINANCIAL LAW GROUP

5 By: /s/ Leslie T. Gladstone
6 Leslie T. Gladstone, Esq.
7 Attorneys for James L. Kennedy, Trustee

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PROOF OF SERVICE

1 I, Candi Collins, hereby declare as follows:

2 I am employed in the City of La Jolla, County of San Diego, California. I am over the age
 3 of 18 years and not a party to the within action; and I am employed in the County of San Diego,
 4 California, within which county the subject mailing occurred. My business address is 401 Via Del
 5 Norte, La Jolla, California 92037. On January 19, 2021, I served a true and correct copy of the
 following document(s):

6 **TRUSTEE'S STATEMENT OF POSITION REGARDING MOTION FOR RELIEF
 7 FROM STAY NO. MCJ-1 FILED BY PHILLIP W. HARVEY**

8 on the parties in this action as follows:

9 X **by CM/ECF NOTICE OF ELECTRONIC FILING** by causing such document(s) listed
 10 above to be served through this Court's electronic transmission facilities via the Notice of
 11 Electronic (NEF) and hyperlink, to the parties and/or counsel who are determined this date,
January 19, 2021, to be registered CM/ECF Users set forth below as identified on the service list
 12 obtained from this Court on the Electronic Mail Notice list.

- 13 • Jon Cooper cooperlawfirm@gmail.com, r41879@notify.bestcase.com
- 14 • Manuel Corrales mannycorrales@yahoo.com
- 15 • Leslie T. Gladstone leslie@flgsd.com, candic@flgsd.com; sandray@flgsd.com;
 christinb@flgsd.com; dereks@flgsd.com
- 16 • James L. Kennedy jim@jlkennedy.com, jlk@trustesolutions.net
- 17 • Derek Andrew Soinski dereks@flgsd.com, leslie@flgsd.com; christinb@flgsd.com;
 candic@flgsd.com; sandray@flgsd.com
- 18 • United States Trustee ustp.region15@usdoj.gov

19 All other interested parties in this action that are not a registered ECF User are served as follows:

20 X **by U.S. FIRST CLASS MAIL SERVICE, POSTAGE PREPAID** by placing each
 21 document in a sealed, envelope with postage thereon fully prepaid, for collection and mailing at
 22 Financial Law Group, La Jolla, California, following ordinary business practices and addressed as
 23 set forth below. I am familiar with the practice of Financial Law Group for collection for U.S. mail,
 24 said practice being that in the ordinary course of business, correspondence is picked up at our
 25 office the same day as it is placed for collection. I am aware that on motion of the party served,
 26 service is presumed invalid if postal cancellation date or postage meter date is more than one day
 after date of deposit for mailing affidavit.

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 28 Manuel Corrales, Jr.
 17140 Bernardo Center Drive, Suite 358
 San Diego, CA 92128
 Attorney for Phillip W. Harvey

1 Daniel M. Gilleon
2 THE GILLEON LAW FIRM
3 1320 Columbia Street, Suite 200
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3 **Attorney for Phillip W. Harvey**

4 Christopher B. Cato
5 GORDON REES SCULLY MANSUKHANI
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Los Angeles, CA 90071

7 **Attorney for Defendants Emerald Health Bioceuticals, Inc. and Emerald Health USA, Inc. in
Harvey v. Emerald Health Bioceuticals, Inc., SDSC Case No. 37-2019-00064216-CU-WT-CTL**

8 Tom A. Wiseman
9 GORDON REES SCULLY MANSUKHANI
10 101 W. Broadway, Suite 2000
San Diego, CA 92101

11 **Attorney for Defendants Emerald Health Bioceuticals, Inc. and Emerald Health USA, Inc. in
Harvey v. Emerald Health Bioceuticals, Inc., SDSC Case No. 37-2019-00064216-CU-WT-CTL**

12 Jon Cooper
13 Jon M. Cooper, APC
14 3110 Camino del Rio South Suite 315
San Diego, CA 92108
15 **Attorney for Debtor Emerald Health Bioceuticals, Inc.**

16 James L. Kennedy, Trustee
17 P.O. Box 28459
18 San Diego, CA 92198-0459

19 United States Trustee
20 Office of the U.S. Trustee
21 880 Front Street, Suite 3230
San Diego, CA 92101

22 I declare under penalty of perjury under the laws of the United States that the foregoing is
true and correct.

23 Executed January 19, 2021, at La Jolla, California.

24 _____
25 /s/ Candi Collins
26 Candi Collins
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